

# MAINE STATE LEGISLATURE

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# LEGISLATIVE RECORD

OF THE

# Seventieth Legislature

OF THE

# STATE OF MAINE.

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1901.

tee. Read and accepted in the House, accepted in concurrence.

On motion by Mr. Burns of Cumberland, the following bills took their several readings under suspension of the rules, and were passed to be engrossed.

Bill, an act to provide in part for expenditures of government for the year 1901.

Bill, an act to provide for the expenditures of government for the year 1902.

#### PASSED TO BE ENACTED.

An act to provide in part for expenditures of government for the year 1901.

An act to provide for expenditures of government for the year 1902.

On motion by Mr. Staples of Knox, it was ordered, that a message be sent to the House informing that branch that the Senate had transacted all business before it and was ready to adjourn without day.

That senator was instructed to convey the message and subsequently reported that he had discharged the duty.

A message was received from the House informing the Senate that the House has transacted all business before it and is now ready to adjourn without day.

On motion by Mr. Noble of Franklin it was,

Ordered, that a committee of three on the part of the Senate with such as the House may join, be appointed to wait on the Governor and inform him that both branches of the Legislature have acted on all matters before them and are now ready to receive any communication he may be pleased to make.

And that Senator with Messrs. Morrison of York and Stearns of Oxford were appointed by the President as such committee, and were instructed to comply with the terms of the order.

Mr. Noble of the committee subsequently reported that the committee had discharged the duty imposed.

A message was received from the Governor through the secretary of State as follows:

Augusta, March 22nd, 1901.

To the President of the Senate and Speaker of the House of Representatives:

I transmit herewith a list of acts and resolves passed during the present session of the legislature and approved by me, numbering 456 acts and 118 resolves.

I have no further communication to make.

(Signed) JOHN F. HILL.

This message was delivered through the secretary of State.

The communication was then transmitted to the House.

THE PRESIDENT: The Senate of the 70th Legislature having transacted all business that has come before it, I now declare the Senate adjourned without day.

## HOUSE.

Friday, March 22nd.

Prayer by the Rev. Mr. Farnsworth of Beddington.

Bill, an act relating to intoxicating liquors, in the House passed to be engrossed as amended.

In the Senate this bill was indefinitely postponed.

On motion by Mr. Allen of Portland the House recessed and concurred with the Senate.

Mr. Beal from the committee on financial affairs reported a resolve on the pay roll of the House and that it ought to pass.

On motion of Mr. Beal the rules were suspended, the resolve received its two several readings and was passed to be engrossed.

Mr. McNamara of Thomaston asked unanimous consent to introduce a resolve in favor of W. L. Cartland of Thomaston, and moved that the rules be suspended and that the resolve receive its two readings and be passed to be engrossed without reference to a committee.

The motion was agreed to.

#### PASSED TO BE ENACTED.

An act to incorporate the Prouts Neck Water Company.

An act providing for State roads and for the improvement thereof.

An act to prevent the shooting of human beings by persons in pursuit of game and game birds.

An act to repeal Section 62 of Chapter 27 of the Revised Statutes, as amended by Section 7 of Chapter 366 of the Public Laws of 1885, relating to State constables.

An act to legalize the present pipe system of the Butler Spring Water Company.

An act to amend Chapter 296 of the Public Laws of 1885, relating to evidence of witnesses at coroners' inquests.

An act to amend Section 104 of Chapter 11 of the Revised Statutes, relating to duties of State Superintendent of Schools.

An act to authorize Melvin E. Loud and Robert H. Oram to construct a weir between Muscongus island and Indian island.

An act to incorporate the Greenville Water Company.

An act to define the duties of harbor masters in towns and plantations, and for the regulation of harbors and anchorages.

An act to amend Chapter 66 of the Public Laws of 1899, relating to the jurisdiction of Municipal and Police Courts.

An act to incorporate the Waldo Trust Company.

An act in relation to the taxing of costs in municipal and police courts.

An act to regulate membership and rights of membership in the Penobscot tribe of Indians.

An act to secure the preservation of the testimony given in trials for murder.

An act to fix the compensation of the county commissioners of the county of Androscoggin.

An act to amend Chapter 31 of the Public Laws of 1895, relating to certain properties ordained for pious uses, the legal custodian of which is unknown.

An act to amend chapter 137 of the Public Laws of 1887, as amended by Chapter 313 of the Public Laws of 1893, and as further amended by Chapter 330 of the Public Laws of 1897, relating to service of subpoenas issued by disclosure commissioners.

An act to enable Henry R. Stickney and Charles L. Goodrich to build a bridge from Indian island in Sebago lake to the main land.

An act to incorporate the Bonney Eagle Power company of Standish, Maine.

An act to supply the town of Lubec with pure water.

An act to incorporate the Bethel Sewer Company.

An act to amend Sections 5, 6, 7, 17 and 18 of Chapter 23 of the Special Laws of 1899, entitled an act to establish a municipal court in the town of Newport.

An act relating to the duties of the board of State assessors.

An act to amend Section 2 of Chapter 16 of the Revised Statutes, relating to the construction of public drains and sewers.

An act to amend an act entitled an act to regulate the practice of medicine and surgery.

An act to amend Section 1 of Chapter 35 of the Public Laws of 1891, relating to salaries of assistant superintendents, steward and matron at the Insane hospital.

An act to legalize the doings of Ashur H. Mayo as justice of the peace.

An act authorizing the construction of a wharf into the tide waters of the Penobscot river in Winterport, Maine.

An act relating to hawkers and peddlers.

An act to empower the county commissioners of Aroostook county to dispose of the holdings of said county in the preferred stock of the Bangor & Aroostook Railroad Company.

An act to amend Chapter 42 of the Public Laws of 1887, entitled an act to prohibit the use of oil torches in the herring fishery.

An act for the further protection of fish weirs.

An act to repeal certain obsolete Private and Special Laws relating to sea and shore fisheries.

An act to amend Section 2, Chapter 315 of the Public Laws of 1887, relating to dead human bodies.

An act in relation to political caucuses in the city of Bangor.

An act to amend Section 1 of Chapter 192 of the Public Laws of 1895, relating to the incorporation and control of gas and electric companies.

An act to increase the compensation of the sheriff of the county of Lincoln.

An act to amend Section 21 of Chapter 30 of the Revised Statutes, as amended by Chapter 42 of the Public Laws of 1899, relating to the taking of deer in September for food purposes, and relating to non-residents going upon the wild lands of the State.

An act to incorporate the South Portland Trust and Banking Company.

An act to amend Section 2 of Chapter 91 of the Revised Statutes, relating to fees of town and city clerks for recording mortgages.

An act to amend Chapter 263 of the Private and Special Laws of 1887, entitled an act relating to the herring fisheries in the Saint Croix river.

An act to amend Section 11 of Chapter 30 of the Revised Statutes, as amended by Chapter 42 of the Public Laws of 1899, relating to close time for game birds.

An act relating to the fees of the sheriff of Androscoggin county.

Resolve in favor of an appropriation for repairs of the Normal School buildings at Gorham.

Resolve in favor of Normal School Trustees.

Resolve to provide for the expenses of the Maine Industrial School for Girls.

Resolve in favor of Harvey D. Eaton.

Resolve authorizing a temporary loan for war purposes for the year 1902.

Resolve in favor of Castine Normal School.

Resolve in favor of Lee Normal Academy.

Resolve in favor of Edward W. Delano, for services as messenger to the railroad committee.

Resolve in favor of aid for a ferry across the St. John river and Little Black river in Allegash plantation.

Resolve in favor of paying the unexpired licenses of hawkers and peddlers.

Resolve in favor of the Eastern Maine Insane Hospital.

Resolve in favor of Madawaska Training School.

Resolve in favor of the Stenographers and Typewriters to the presiding and recording officers of the Senate and House.

Resolve in favor of the Maine Insane Hospital.

Resolve in favor of repairing Mattawamkeag bridge.

Resolve in favor of Maine State Prison.

Resolve in favor of H. P. Gardner, secretary of the committee on taxation.

Resolve in favor of the Maine Industrial School for Girls.

Resolve to apportion one hundred and fifty-one representatives among the several counties, cities, towns, plantations and classes in the State of Maine.

On motion of Mr. Page of Skowhegan, the House took a recess of 30 minutes.

#### AFTER RECESS.

Resolve on the pay roll of the Senate, comes from the Senate read and passed to be engrossed under suspension of the rules.

In the House the rules were suspended, the resolve received its two several readings and was passed to be engrossed.

Bill relating to close time for deer in certain counties.

This bill comes from the Senate read and passed to be engrossed under suspension of the rules.

In the House the rules were suspended, the bill received its several readings and was passed to be engrossed.

Resolve in favor of establishing a fish hatchery at Moosehead lake.

This comes from the Senate that body non-concurring and insisting upon its action in passing the bill to be engrossed.

Mr. MAYO of Foxcroft: I move that the House recede from its former action and concur with the Senate.

Mr. WILSON of Brunswick: Mr. Speaker and Gentlemen of the House: One of the most important factors in the prosperity and growth of our State today is the fish and game industry. There is nothing of more importance to our citizens. There is no money spent. That brings back so large returns. There is not a man in this House who does not know that Maine is fast becoming the playground of this country. And why should it not? With our vast ocean front, our large forests, our beautiful lakes and rivers and our awe-inspiring mountains. The increase of travel into our State the past 10 years is almost beyond comprehension. That this travel may continue, that it may grow larger every year, is the desire of every gentleman present; but, in order that one of the largest industries in our State may not wane, we should do as any business man in trade-stock up once in a while. We must stock our lakes and ponds with fish, and see that they are protected after they are stocked. In order to do this work we must raise our fish, and how can we do that without hatcheries. The people in this State, gentlemen, are interested in this business. I will venture to say there is not a town in this State represented here on the floor of this House which has not applied to the fish and game committee for fish and been disappointed in not getting as many as they wanted. A hatchery at Moosehead lake is needed very much, and I hope on the ground of a business proposition you will support this resolve.

Mr. JACKSON of Monson: Mr. Speaker and Gentlemen of the House, I was very much disappointed, yesterday, when the House voted to indefinitely postpone this resolve, for I thought then, and still think, it was a mistake. Moosehead lake is the natural home of trout and it needs no words of mine to prove that fact; and with all due reference to the opinions of the gentleman from Lagrange, there is no need of a submarine diver with a frying pan in his hand to explore the waters of that lake to ascertain if it is adapted to the propagation of land-locked salmon and trout. No spot in Maine is so well adapted for the location of a fish hatchery. More summer visitors go to Mt. Kineo every season than to any other inland resort in Maine, bringing thousands of dollars into the State. Now, Mr. Speaker and gentlemen, if we can do anything to foster and build up good fishing in our State, it is a clear business proposition to do so, and I do sincerely hope we shall take due thought before we turn down this resolve.

Mr. FULLER of Afburn: We are told that our treasury is giving short. I don't know of any better way to replenish it than to pass this resolve. Moosehead lake has brought more money into this state than any other location in the state, and they have never received a dollar in this direction. Millions of dollars have been brought into the State to Moosehead lake in the past few years. The citizens around Moosehead offered to give \$1,500 which is about 30 per cent of all the money that is asked for; and I sincerely hope that this resolve will pass. It is an economic measure in my opinion to pass this resolve.

The question being on the motion to recede and concur with the Senate, a division was had and the motion was agreed to by a vote of 74 to 11.

The House then concurred with the Senate in giving the resolve its second reading and passing it to be engrossed.

Resolve in favor of Sigmund Newhouse.

Resolve in favor of Max Dondas.

Resolve in favor of Edward Bolin.

These three resolves had been passed to be engrossed in the House and come from the Senate, that body non-concurring and referring them to the Governor and Council.

The House receded and concurred in its action.

On motion of Mr. Bennett of Hollis, Adjourned.

#### Afternoon Session.

#### PASSED TO BE ENACTED.

An act to amend Section 2 of Chapter 91 of the Revised Statutes, relating to the fees of town and city clerks for recording mortgages.

An act relating to close time on deer in certain counties.

An act to consolidate and simplify the laws pertaining to sea and shore fisheries, as contained in Chapter 40 of the Revised Statutes and in amendments and additions thereto.

An act to tax interest bearing deposits in trust and banking companies.

#### FINALLY PASSED.

Resolve on the pay roll of the House.

Resolve on the pay roll of the Senate.

Resolve in favor of W. L. Catland of Thomaston.

Resolve in favor of establishing a fish hatchery and feeding station at Moosehead lake.

Mr. Hix, from the committee on financial affairs, on order of the Legislature relating to salaries of employes of the Senate, House and public buildings, reported that the salaries now being paid these officials are sufficient, and recommend no additions.

The report was accepted.

On motion of Mr. Chase of Portland, the House took a recess of 30 minutes.

#### AFTER RECESS.

The SPEAKER: Gentlemen of the House, the State furnished this House at the commencement of the session, with the Holy Bible. I have been requested by all the members of the House to present this copy to the gentleman from Beddington, the Rev. Mr. Farnsworth. (Applause.)

Mr. FARNSWORTH: Mr. Speaker and gentlemen of the House: This is indeed a surprise to me. I feel that I am unworthy of it. I hardly know why I have been singled out for this honor unless it is because of my profession. I will not attempt to enter into any lengthy speech of acceptance. You know full well that with all my heart I appreciate your kindness to me. I hope I shall ever be found worthy of the confidence which you have placed in me and of this token of esteem. I, therefore, Mr. Speaker, through you tender my sincerest thanks to the members of this House. (Applause.)

Mr. DAVIS of Waterville: Mr. Speaker and Gentlemen of the House: Resolves and acts of varied import and of a greater or lesser degree of interest to the members of the 70th Legislature have crystallized into law, or have been amended, rejected, or referred for future action. There is a resolution which it is my privilege to voice and to which I will speak briefly; a resolution that will draw no party lines, and admit of no majority and minority reports—a resolution which scorns imitation or precedent, because it will give utterance to sentiments and convictions which, shared by every member of this House, are the product of the present hour and occasion.

This resolve, therefore, through me, introduces itself:

Resolved, That it is the pleasure and high privilege of the members of this House to extend, in these closing hours of the 70th Legislature, their thanks to the Honorable Speaker for his uniform courtesy, impartiality, forbearance and justice shown to all through the deliberations of this session.

Resolved, That it is the further pleasure and duty of the members of this

House to record at this time their conviction that among the long list of names of presiding officers in the Capitol, the Speaker's chair was never graced by a gentleman of more consummate skill and conspicuous ability. (Applause and cheers).

Mr. Clerk: In speaking to this resolution my personal feelings are such that the words of Gail Hamilton almost rebuke me—

"Speech ripples over the surface of life, but silence sinks into its depths; airy pleasantnesses bubble up in airy pleasant words. There are words that concentrate in themselves the glory of a lifetime; but there is a silence that is more precious than they. O the matchless power of silence."

Why, why, why, will people inundate their unfortunate victims with such weak, washy, everlasting floods? Why will they haul everything out into the open day? Why will they be so stupid as not to see that there is that which speech profanes? Why will they lower their drag-nets into the unfathomable waters in the vain attempt to bring up your pearls and gems, whose lustre would pale to ashes in the garish light, whose only sparkle is in the deep sea surroundings?

And yet, Mr. Clerk, while subscribing to the philosophy of the above quotation, I should feel that I had been remiss in duty did I not at least endorse the sentiments of the resolution now before the House.

If "Duty done is the Soul's fireside," then I do not believe Speaker Manley prefers to sit there alone, but on the contrary I do believe he welcomes us to that circle, and with the conviction that we sometimes talk, not because it is simply a pleasant thing to do, but because, as in this instance, we have something to say.

Holding two certificates to seat No. 22 on this floor, and belonging to the minority party, I suppose great latitude and longitude would be allowed me today, as in the past, for speech-making.

I shall not ask or expect it—neither shall I trench on the ground of others—but shall the rather listen to and applaud the sentiments that will be expressed by legislators of riper years.

Briefly, then, I have personally endorsed and given a passage to the resolution before you; I cannot say too much in praise of the masterly qualifications of the Speaker of this House for the work he has undertaken and finished—for his alertness in application and use of the rules, to the end that honorable and frank discussion might obtain and confusion be avoided—for his kindness and impartiality to the minority party in giving us a generous share in the committee work of this session—and lastly, for his consent to our essaying the unexplored remainders of legislative enactment; and for these qualifications I shall always hold him in the highest esteem.

There have been among us the unavoidable differences of opinion and action resulting from differing conceptions of duty, but I am fully persuaded that every

member brought to this Legislature a conscientious desire to participate in wise legislation to the upbuilding of the State and the best good of his constituency.

We have shared the same feelings of opposition to increasing debt, and the same desire for retrenchment—and we go back to our constituents with our record for their approval or disapproval, and our record may judge us.

We came, many of us, strangers to each other; we go back each with a list of friends, to be prized beyond words to express.

May our loved State be the better for this session. (Applause.)

Mr. WEBB of Portland: Mr. Clerk, I gladly second the resolution so gracefully presented by the gentleman from Waterville. On the eve of this session it was my pleasure and my privilege to second the nomination of our Speaker at the caucus of the members of the majority party, and although as a result of that caucus he became our party candidate, and although on the succeeding day he was elected as a candidate of the majority party, I challenge anyone, today, to find anything in his record as presiding officer which bears one trace of partisanship or shows that in the slightest degree he has for one moment forgotten the fact that he was the Speaker of the whole House.

Mr. Clerk, the office of Speaker, while one of great dignity is also one of great responsibilities the performance of which must necessarily very frequently be a very thankless task. In the make-up of the committees I apprehend no member of this House believes himself to have been placed in any position beyond his deserts, so that for a certain number of the members there can be no thanks on the part of the Speaker for what the Speaker has done for them, while on behalf of others there may be a chance, or they may believe there may be a chance, for dissatisfaction. But not only in the make-up of his committees, but in presiding over the deliberations of this body it is, I believe, the testimony of every single member that he has acted at all times impartially, with a readiness as to the rules of parliamentary procedure and as to the special rules governing this body; and I for one, in common I believe with every other gentleman of this House, heartily support these resolutions and hope for their unanimous passage. (Applause.)

Mr. FARNSWORTH of Beddington: Mr. Clerk and Gentlemen of the House, professionally I suppose I represent the minority in this body. I wish to say, however, that that minority is solid in supporting the resolutions which were offered by the gentleman from Waterville. I appreciate fully the task which our Speaker has trust upon me. I appreciate the fair and impartial way in which he has discharged his duties, and you know a clergyman is supposed always to be the final source of authority in things relating to general fairness, therefore I bear testimony to the fact that our Speaker has been entirely fair and impartial in the discharge of his duties. I should not

feel that I had done my whole duty here unless I spoke just a word at this time to the members of this House; and I trust you will pardon me if I make a personal allusion.

Undoubtedly I entered this body under vastly different circumstances from any other member. When it was known that I was a candidate for a position here I received various letters and remonstrances from my brother clergymen over this State. They told me that this was indeed a vile and wicked place. (Laughter.) They told me that no minister of the gospel could hope to come here and conduct himself fairly and honestly and preserve a fairly good reputation for piety during a session here. (Laughter.) I have got nothing to say on my conduct; gentlemen, you know what it is. If those gentlemen were true in their assertions, then I am mistaken.

I came here headily crediting the reports which had been made of the wickedness of a legislative body; and now I am glad to bear witness that I have not found even as much as I expected. (Laughter.) I will also state that if there is any such a thing as an entrance into the Kingdom of Heaven for legislators and politicians, I sincerely hope we shall all meet there. (Laughter.) If none of them are entitled to an entrance into that blessed Kingdom, it seems to me that there will be a great many genial spirits in the lower realm. (Laughter and applause) and perhaps, gentlemen, we could there get together and make the place a little better even though we did vote against granting water works to the town of Camden.

Gentlemen of the House, I feel indeed grateful for this privilege which I have of bearing testimony not only to the fairness of the Speaker and his methods of discharging his duty, but also to the fairness and the generosity of every member of this House. I came here a stranger to nearly all; I shall leave cherishing only kindly feelings toward all and I trust that all have nothing but kindly feelings toward me. I think I can safely say with the gentleman from Machias that I have done but little harm here.

Mr. Clerk, and gentlemen of the House, it is with pleasure that I second the resolutions offered by the gentleman from Waterville, and extend through the clerk my sincere thanks to the Speaker for his impartiality during this session. (Applause.)

Mr. PATTANGALL of Machias: Mr. Clerk, I will only take a moment of time in joining with the gentleman from Beddington in seconding the resolution offered by the gentleman from Waterville. I feel that no man in this House, no citizen of Maine who has followed with any care the proceedings of this House, could fail to join in the resolution thanking the Speaker of this House for the work which he has done this winter, not only towards us as members but toward the people of Maine as citizens and tax payers of the commonwealth which he so well represents.

Knowing as we did when we assembled here that he was as much responsible as any one man in the whole United States for the triumphant election of William McKinley, we felt toward him more respect than we feel ordinarily toward a fellow citizen of Maine; and in no rule, no decision, in no matter which has come to his attention as Speaker of the House, either acting as a member of a parliamentary body or acting as a citizen of the State which he loves and we love, has he done or consented to the doing of anything that has not been for the benefit, I believe of the State of Maine. So far as that goes there is no question about the unanimity of this body in seconding the resolution of the gentleman from Waterville.

I desire to go a little farther than that. Today is the day when we as members of the House bid farewell to one another. Today is the day when we part as members of this Legislature forever. We may meet again individually in certain capacities; we never can meet all together as members of the Legislature of Maine again; and I desire to thank not only the Speaker for his fairness, for his impartiality, for his evident desire to do that which the people of Maine want done, but to thank the various members of the House who have participated in the action of this House this winter, for their courtesy toward me, for their courtesy toward one another and for their evident desire to carry out the wishes and the will of the people of Maine. I can say that sincerely. I can say that without prejudice, because frequently in regard to important matters which have been discussed in this House I have differed in my mind from the opinion of the majority. I am inclined to think that in a good many instances I have been wrong and the majority have been right. I am inclined to think that in some instances I have been right and the majority have been wrong. Time will tell that.

There is one thing of which we can be assured, whatever we have done, and I believe this as sincerely as I believe in my being here, today, we have done as a legislative body with one interest at heart, the interests of the people of Maine; that if we have made mistakes we have made them honestly. I believe the people of the State of Maine will bear this Legislature out, not perhaps in every position they have taken but in the position that if they have done wrong they have done it under a mistake of judgment and not influenced by any corrupt motive, not influenced by anything except a desire to do what they believed to be right for the people of the State of Maine; and in our work, working as we have all through the winter almost without remuneration for the good of the people of the State, we have been led by one who is capable of leading the State of Maine in a larger capacity even than that which he occupies today. (Applause.)

The time will come when Maine must of necessity change her representation in the Congress of the United States in

both branches. It is an old saying and a trite one that Republican office holders seldom die and never resign. But death comes to us all; old age comes to us all; and if the time ever comes when the State of Maine finds it necessary to change the men who so well represent her in the higher branch of Congress, I believe that there is not a man on the floor of this House, Republican or Democrat, but who would cheerfully acquiesce in a decision of the people of Maine to send to that great body, which rules the United States if anybody rules it, the gentleman who has so fairly and impartially presided over the House of Representatives during the present session. (Applause and cheers.)

When the Legislature met, as I understood it, we had three principal subjects to consider, one being the equalization of taxation, another the abolishment so far as could be done of the fee system, and another the carrying out of an economical administration of State affairs. So far as the equalization of taxation, is concerned, I believe that this Legislature has done a work which will be remembered for years and years. I believe that the work of this Legislature in placing the chief burden of taxation upon those great business interests best able to bear it and taking it away from the property of the people of Maine, has been a work little realized or appreciated by the people of the State of Maine.

And I desire to state here, in speaking on the resolution offered by the gentleman from Waterville, that no member of the House or Senate, no man in Maine has so assisted the taxation committee in carrying out their will and carrying out what they believed to be the will of the people of Maine, as has the gentleman who has presided over the deliberations of this body. So far as the economical administration of the affairs of the State are concerned, and you well know that there is little need for me to state it, the gentleman who has presided over us has done all that he could to restrain any undue appropriation of public money and the same time to see that every interest of the State was fairly treated by this body.

We have carried out the work which the people of Maine elected us to perform as well as we could, we have been guided carefully in our deliberations by our Speaker, and I, as a member of the House, representing as I believe I do the unanimous sentiment of the members of the House in this respect, heartily second the resolutions offered by the gentleman from Waterville. (Applause.)

Mr. FOSTER of Oakland: Mr. Clerk, I too, rise to second the passage of the resolutions presented by the member from Waterville, Mr. Davis. At the outset, I desire to acquiesce with those who have proceeded me in thanking the Speaker of this House for the able and impartial manner in which he has presided over the deliberations of this body. Old Kennebec county had no apology to offer in presenting to this House the praises of her honored son, Joseph H. Manley as its Speaker, and now as we

come to the closing hours of the 70th Legislature, she has no excuse to make for the record he has made as our presiding officer. Never, I believe, has the chair of the House been graced by a gentleman more anxious to perform the audious duties of his office and honestly serve his State. His conduct and rulings in all matters has been fair and courteous to us all. His position, as we all know, has been one of honor, but also one requiring application and cool judgment at all times. Not every business man combines these qualities to such a ramonious extent. Our labors are drawing to a close. The twelve weeks have passed quickly and in a few hours we leave for our various homes and to those we love best. In the discussion of the various matters presented to this body honest differences of opinions have existed, but I believe that these differences will be left behind as they should be and in years to come as we recall the memories of this session—they will be among the pleasantest of our life.

For one, I desire to take with me an increased veneration and deeper love for this grand old State—the native soil of so many of us and I trust we shall do all in our power to aid in its development and to increase the prosperity and happiness of our people. (Applause.)

Mr. PARKHURST of Bangor: Mr. Clerk, Standing as we do amid the closing hours of our associations as members of the 70th Legislature, it is natural that we should consider the incidents of the session. It is probable that we regard with differing feelings the various acts of the Legislature. What was good legislation to some of us may have seemed bad, to others, but upon one question there exists, I am confident, a complete unanimity of opinion. Toward the gentleman to whom we owe more of the good legislation which we have enacted than to any other member, we must join as a single man in a tribute of thanks for his kindly attitude towards us personally, in his complete good comradeship. We have found in our association with him much to aid us; and as our presiding officer, by virtue of his natural resources and unusual fitness for the position and by reason of his great knowledge of the duties of the office and of the public questions which have come before us, it has been his good fortune to guide us with rare judgment through the shoals and quicksands that lie before a Maine Legislature when they assemble early in January to face the problems of the session.

I take great pleasure in seconding the resolution offered by the gentleman from Waterville, and by adding my personal thanks to the tributes of the other members for the kindness which the Speaker has shown to me. (Applause.)

Mr. BENNETT of Hollis: Mr. Clerk and Gentlemen of the House: The work of the 70th Legislature is nearly finished. Its twilight hour has come. Fair Hesperus has hung her little lantern in the evening sky, reminding us that the hour for home-going is night at hand. It is

well that we should pause a while and say a few parting words before

“The day is done and darkness  
Falls from the wings of Night.”

We have passed a volume of laws exceeding in bulk the Justinian code which had the keeping of civilization and ruled the world more than 300 years, and has given strength and vigor to civil jurisprudence for 15 centuries.

The statutes we have made are currency stamped with our likeness. If there is anything wrong or counterfeit about them they will soon return to the mint to be melted down and re-coined. Vicious laws are unstable and live for a short time in this land of free thought, free press and free votes. Our progress and civilization will not be retarded by the blunders even of Legislatures, and if we have left any blot or stain upon the rights of the people, trodden upon any of their equities or taken aught from any one wrongfully it will be found out soon when the light of public opinion is focused upon our acts. The House has tried to do what is right and just, and done what we deemed best for the welfare and prosperity of the State, and I hope our sovereign, the people, will approve our work. I know we have been liberal to our schools and domestic charities, and done what we could to bind up the wounds of the afflicted and unfortunate. For this we need make no explanation. We have given bread and not a stone. Of our other acts I will say nothing, as they will stand or fall as the exigencies of the times demand.

We gathered here from every walk in life inspired with conflicting hopes and ambitions, many of us strangers to each other and to our duties, but your guiding hand, Mr. Speaker, has patiently led us through the mazes of legislation and aided us in bringing those differences to a common level. Your kindness, your fidelity, your fair and impartial rulings, and the courtesy you have shown to your fellow representatives have stamped you as one worthy of the high office you have so acceptably filled, and entitles you to the fellowship, confidence and esteem of all your associates.

I can truly say your course has been marked by devotion to the best interests of the people and by able and conscientious effort to uphold the dignity and honor of our beloved State.

To each of you (and I wish to include my venerable friend the venerable senator from Lincoln county, Mr. McFadden) whose faces are turned toward the setting sun, and are watching the glories that skirt the western hills as they fade at this twilight hour of your life: You have gleaned long in the harvest and are weary. For you the circling hours of life's brief day have nearly run their course, and soon Time will cancel your lives from his never-ending calendar. Bind up thy sheaf of bearded grain, and when thou goest, take it to the feet of the Master who has crowned thy life with loving kindness and tender mercies, and

may He greet you with a joyful welcome to a home in the everlasting gardens of the Better Land, where the immortal amaranth, first flower in Paradise to bloom, there grows,

"And flowers aloft; shading the fount of life.  
And where the river of bliss, thro' midst of Heaven  
Rolls o'er Elysian fields her amber stream."

There may you glean ever-ripening harvests in those fair fields where Time's remorseless sickle shall reap no more.

Mr. Speaker, cherishing in my heart, as I ever shall, kind thoughts and pleasant memories of you and my associates here, it is with reluctance that I take my leave of you; but I hear the Curfew's chime far over the hills, its music comes in cadence sweet, and

"O those evening bells,  
Those evening bells,  
How many a tale their music tells  
Of home and friends and native clime,  
O how I love their soothing chime."

Mr. HARRIS of Auburn: Mr. Clerk and gentlemen of the House: The storms of yesterday, elemental and oratorical, are passed, and, today, the last of the 70th Legislature the sun shines upon us as a benediction. Peace and good will prevails among the members of this House. (Applause.) While I rejoice as I believe my associates do at the prospects of a speedy return to home and the ordinary vocations of life, at the same time I deeply regret the separation that is about to take place. I have enjoyed this session of the Legislature, and one of the chief sources of my enjoyment has been the attitude of the Speaker toward me, which I think has been the same toward every member of the House in his fairness and candor and ability in making us all feel that we were assisting him in the work of this Legislature. He came to the Chair under peculiar circumstances, for as he left an active part in the Presidential campaign which had successfully placed President McKinley in the chair, he had been offered a high office, as we understand from the newspaper reports at least, in the administration of national affairs. He declined this office. This exhibition of loyalty to us and to his State we cannot fail to appreciate. (Applause.)

I believe we can look back upon the work of this Legislature with satis-

faction and can look forward to the future with hope. If any of us have ambitious for future political preferment, we must remember that the race is not to the swift nor the battle to the strong, nor yet bread to the wise, nor yet riches to men of understanding, nor yet favor to men of skill, but time and chance have an influence upon us all. (Applause.)

Mr. SKIDMORE of Liberty: Mr. Clerk and gentlemen of the House: To all things there comes an end, and so must the 70th Legislature follow in the footsteps of its predecessors; and as we go to our several constituencies I hope it will be with a feeling that we have done all we could to look after their interests as well as the interests of the good old State of Maine which we all love, which we all reverence. We would like to have those who criticize our work, who declaim so strongly against the positions which we have taken on certain subjects, be surrounded by the same conditions, and their would be logical utterances—will vanish into mist; and the noon-day sun will so reveal to them the real position which they occupy. We all admire great men like Alexander the Great, the first Caesar, Bonaparte, Jefferson, Lincoln, and a host of others whom I might mention. We applaud an honest man or officer equal to his office. Every mother wishes one son a genius; every state lays her honors at the feet of her great men and begs their acceptance, as the members of this House have laid the honor of the presiding officer at the feet of an honest Speaker and asked his acceptance.

Therefore, it seems to me that we should fall below that exalted position always held by the grand old State of Maine, should we fail to recognize the ability and impartiality with which our honest Speaker has filled that honest office.

Therefore, Mr. Clerk, as a member of the minority, I heartily second the resolutions. (Applause.)

Mr. WALKER of Starks: Mr. Clerk and gentlemen: So swiftly does time fly that almost before we are aware of it the end of the session, which at the beginning seemed so far off, is at hand. The work of the 70th Legislature of

Maine is finished. That work must now stand the test of time and trial. The wise laws which we have enacted will stand to our credit, the foolish laws to our discredit. Our refusal to make pernicious laws and pass ill-advised measures is, I believe, the highest service which we have performed, and I believe the people of our State will thank us most for what we have refused to do. We must now part, each going to our several homes and places of business. To me the session has been an enjoyable one, made so by the pleasant acquaintances which I have here formed, and I wish to express my public appreciation for the many kind courtesies which have been extended to me by my brother representatives, by the officers of this House and by you, Mr. Speaker, and I should be false to my own convictions of duty did I not most heartily and earnestly second the resolution offered by the gentleman from Waterville; and I second it in behalf of the Somerset delegation. Our Speaker has discharged his arduous duties with great impartiality, with fairness and courtesy to all, with no favoritism, and I wish to assure him of the esteem in which he is held by our delegation. And now I say to you, Mr. Speaker, and to you, the officers of the House, and to you, the members, one and all—God prosper you and farewell. (Applause.)

Mr. THOMPSON of China: Mr. Clerk and Gentlemen, Thus far nothing has been said about the work of the third branch of this legislature. There has been a lobby here, they say, this winter. I know of one and I am glad to say—and it is for this reason that I speak—which our Speaker has been in sympathy with and has aided in every way that he possibly could. I speak of the lobby which has been here in the interests of the Grange that represents the rural people of this State who have been interested in the question of taxation, and that has presented the eight tax bills which have passed this legislature and which have been so ably assisted in so many ways by our honorable Speaker; and personally and in behalf of this committee of the Grange and the 26,000 patrons whom this committee represents, I wish to second the resolution offered by the gentleman from Waterville. (Applause.)

Mr. CHASE of Portland: Mr. Clerk and Gentlemen, I cannot let this moment pass without adding my expressions of confidence and esteem in our honored Speaker which have already been expressed so much better than I can ex-

press them. I have no prepared speech to make and what I may say I assure you comes from my heart. We came here twelve weeks ago almost entirely strangers to one another. A few of us had been here before serving in former Legislatures. Many of the members were new to legislative work and we were practically all strangers to each other. Today, gentlemen, it is quite different.

For twelve long weeks we have sat here together day after day striving, every member of the House I believe to do what he honestly believed was the right thing to do.

We have had differences of opinions, honest differences of opinions, and we have tried to work them out. How successfully we have done this, time and the voice of the people of the State of Maine must decide. I would not give one dollar for the judgment of a body of men who all agreed immediately upon any proposition. Discussion and consideration of any and all important matters by those holding different opinions and having different judgments is sure to work out a better result than if we all agreed immediately.

I believe, Mr. Clerk, and Gentlemen, that every member of this House came here with one earnest purpose in mind, and that was to do his sole duty by the people of this State just so far as a knowledge of what that duty was, was given to him. I believe that every member of this House came here with a determination that so far as he was concerned the legislation enacted at this session should be for the interests of the whole people of the State of Maine. But, Mr. Clerk, I think I am justified in saying that our honored Speaker, when he was elected to the important and difficult position which he has held this winter, came to it with that one purpose upon his heart and mind, and that was that we should enact legislation here this winter which should not only reflect credit upon the Legislature but which should be such action as the people of our beloved State should commend, such legislation as would enure to the benefit of the whole people of the State and not to any one particular individual or set or individuals.

I wish, Mr. Clerk, to subscribe to all that has been said as to the ability and fairness and conspicuousness which has attended the efforts of our Speaker. And I wish, Mr. Speaker, to thank you personally for the kindness and consideration and thoughtfulness which you have shown towards me and which I believe you have shown toward every member of this body during these weeks which we have spent here together.

There is always a peculiar sadness in the closing hours of any session of a body like this. We come to the time when we must look back and when we naturally look back upon the days we have spent together. That hour has now arrived; and I wish to say, gentlemen, that among those experiences which I shall all my life treasure, is the experience of this

session which we have passed here together. We came here as strangers; we hardly knew each other; but I feel sure that now as we are about to go forth from these halls we do so not only as acquaintances but as friends every one. (Applause.)

I wish to thank the members of the House for the kindness and courtesy which they have all extended to me and I trust, gentlemen, that as we go forth from these halls never to meet again in this capacity we shall all remember and cherish the acquaintances and friendships which we have formed.

Mr. Clerk, it gives me great pleasure to second the resolution offered by the gentleman from Waterville, and I move you that when the vote is taken upon the question of its adoption that it be taken by a rising vote. (Applause.)

Mr. BEAL of Bangor: Mr. Clerk and gentlemen of the House: I feel that I should be neglecting a duty which I owe to our presiding officer if I did not offer my small tribute of words to what has been said as to the services he has rendered us this winter. I have been familiarly acquainted with every Speaker of the House of Representatives of the State of Maine since the day when our beloved and lamented James G. Blaine adorned the chair. (Applause.) And I believe I do not over-state it when I say that our presiding officer this winter is a peer to anyone who has heretofore adorned that position. (Applause.)

I have also known our Speaker during that time. As you have seen him here, day after day, pleasant, agreeable, friendly and loving, I have seen him for 40 years. He has shown that marked ability which is enjoyed by but few, keen of perception, quick to anticipate the wants of the members over whom he has presided, so much so that he could snatch the words from your lips and speak them from his own mouth in anticipation of any motions you might make.

Now, my friends and Mr. Speaker, let me hope that the remainder of your path, be it long or short, may be strewn with roses, and when the spirit is called to leave this body to go to the great beyond, may it be received with open arms by the Giver who gave it. Mr. Clerk, I wish to second the resolution of the gentleman from Waterville and the motion that the vote be taken rising. (Applause.)

Mr. BIRD of Rockland: Mr. Clerk, I wish in my humble way to endorse the resolution, but no words of mine can add to what has already been spoken. But I wish to say to the members of this House that I thank them from the bottom of my heart for the courtesy they have extended to me. Down on the shores of Penobscot bay in the city in which I live, you will always find there a long latch string hanging out, and I extend to each and every one of you a hearty invitation to go down and pull the string. (Applause.)

Mr. KALER of Scarborough: Mr. Clerk and gentlemen: I wish to add a few simple words to those already spoken so ably in praise of our distinguished Speaker. He has presided over the deliberations of this House impartially, firmly and with perfect fairness. I wish to thank the Speaker personally for the courtesies and kindnesses he has shown me. He has ever met me with a ready smile, a kind word and an outstretched hand. As a member of the minority party, and speaking in behalf of that party, I heartily second the resolutions. (Applause.)

The CLERK: Is it the pleasure of the House to adopt the resolutions offered by the gentleman from Waterville? All in favor will signify it by rising.

The members rose.

The CLERK: It is a unanimous vote. The resolutions are adopted. (Prolonged applause.)

Mr. MAYO of Foxcroft: Gentlemen, I propose three cheers for our Speaker. (Cheers.)

The SPEAKER: Gentlemen of the House of Representatives: I am at a loss for language to fittingly express my appreciation of your approval embodied in the resolutions unanimously passed and in the speeches made. I am deeply gratified and touched by these kind words and acts. If I have succeeded in my endeavors to discharge my official duties impartially and faithfully, it is due to your co-operation and forbearance. I extend to you, one and all, my hearty congratulations because you have displayed zeal, ability and fidelity in your labors.

Your deliberations have been free from partisan spirit, and no vote has been given along party lines. Even in the heat of debate no unkind word has been spoken. You have labored not for selfish interests, but for the public welfare. You have increased the revenues of the State by more fairly distributing the burdens of taxation, more than \$300,000 annually. You have abolished in many instances the fee system and placed officials upon a known and fixed salary. You have stood for every measure tending to the uplifting of the people, and the best interests of our good State. You have discharged your duty from the highest and purest motives.

The closing scenes and hours are full of sadness, and yet of pleasure; sadness that the friendships we have formed in our official relations, must in the order of events, give way to good-byes; pleasure that we have formed close personal ties which will remain a permanent joy.

May I express my deep hope that we shall always hold the kindly feelings we now entertain, and in whatever walks of life our several pathways lead, that we shall be guided by our Heavenly Father, and under His direction enjoy long life, peace, prosperity and happiness. (Prolonged Applause.)

Mr. FELLOWS of Bucksport: Mr. Speaker and Gentlemen of the House: It gives me great pleasure to have the privilege of presenting a resolution in favor of one of the best men that God ever made. He is the noblest work of the Almighty, I believe; and I will read the resolution:

Resolved, That the thanks of this House be extended to W. S. Cotton (applause) for the ability he always displays in the discharge of his duties as clerk, and that he receive our love and best wishes now and forever more. (Applause.)

And, Mr. Speaker, when that resolution is voted upon I hope it will be by a rising vote, feeling in your hearts that you are voting for one of the best men in the State of Maine or in the world. (Applause.)

Mr. GARDNER of Patten: Mr. Speaker and Gentlemen of the House: I most heartily second the motion of the gentleman from Bucksport and I know that the motion for the passage of the resolution will be unanimously and heartily adopted. Could I have elected solely as my own any special privilege of saying a few words concerning the man and the quality of his work, to speak in regard to our clerk would be the privilege I would have

chosen. It needs no words of mine to enumerate his good qualities. The gentleman who has spoken before me has covered the ground in saying that he is one of the best men God ever made. If there is any special quality that could be mentioned more than another it is his never-failing good nature and his desire to please and serve more especially those of us who have not been experienced in legislative affairs.

I again most heartily second the motion of the gentleman from Bucksport.

Mr. BENNETT of Hollis: Mr. Speaker and Gentlemen: The work of our clerk needs no encomium of mine. The fact that he has signally filled that office since '91, six successive sessions if the Legislature, testifies to his sturdy worth and ability. His exact and methodical arrangement of matters that have come before us, his experience and knowledge of the usages and customs of this House, have greatly assisted us in our deliberations; and I think I voice the unanimous sentiment of the House when I say that he has honored the office more than the office has honored him.

To the assistant clerk, the reporters, in fact, to all others who have had the care and keeping of this House and in any way contributed to our comfort and convenience, we thank you for your kindness and courtesy and bid you good-bye, hoping that your lives may be long, prosperous and happy, that you may be blessed with all that Heaven can send, good health, a long youth, great pleasure and many friends. (Applause.)

The SPEAKER: Gentlemen, the Chair cannot put the motion without first giving an endorsement of the Chair to the resolution. It has been my pleasure to be more intimately associated with the clerk this winter than probably any member of the House. I know his ability, his fidelity, his sterling qualities and his worth, and I want to add my tribute to the resolution.

Is it the pleasure of the House to give the resolution a passage? All in favor will please rise.

The members arose.

The SPEAKER: It is a unanimous vote. (Applause.)

Mr. POWERS of Fort Fairfield: Mr. Speaker, it is always a pleasant thing to praise work which has been well done; and while I join most heartily in the good words which have been said of our officers this afternoon, I would also offer a resolution and ask that it have a passage.

Resolved, That the thanks of the House be tendered to the assistant clerk, the stenographers and the employes of the House for the careful attention given to their duties and the fidelity with which they have performed the labors entrusted to them. (Applause.)

The SPEAKER: It is the pleasure of the House to give the resolution a passage? All in favor will rise.

The members arose.

The SPEAKER: It is a unanimous vote. (Applause.)

On motion of Mr. Chase of Portland, the House took a recess until 9 o'clock in the evening.

### Evening Session.

Messrs. Burns, Rankin, Bryant, Beal, Hyde, Hix, Pettengill, Page, Bodwell, and Moulton, from the committee on financial affairs, reported bill, an act to provide for the expenditures of government for the year 1901; also bill, an act to provide in part for the expenditures of the government for the year 1902, and that it ought to pass, and further reported to make this their final report, and asked to be discharged from further duty.

The report was accepted.

The bills were then passed to be engrossed under suspension of the rules.

Mr. SPOFFORD of Deer Isle: Mr. Speaker: We are approaching the end of the final session of the 70th Legislature, and while the thought brings to us pleasure, it is also tinged with a sense of sadness and regret. The saddest time in human experience is the hour of parting. The breaking of ties and associations touches the heart and makes us deeply conscious of their worth and value. So tonight, while we are glad that our labors and duties here are ended, that we may return to our several homes, and to our families, and again resume our occupations, yet we are impressed with the thought that the personal associations of all the members of this House can never be resumed. We met as comparative strangers. We will part as friends, and recollections of friendships formed here, of courtesies extended to us, and the many acts of kindness among members of the House will long abide with us.

Our labors are ended. We performed our duties conscientiously, and I believe with the high purpose to promote the best interests of the State. The record has been written and we trust it may receive the approving judgment of the people.

In the work of the session now drawing to a close, you, Mr. Speaker, have borne a most prominent and responsible part. The duties of presiding officer are varied and exacting, and it requires rare qualifications to dis-

charge them successfully and well. Your high character, your abilities, your legislative experience and your wide acquaintance with men and affairs warranted the belief that you would honor the position, which, in years gone by, has been filled by some of Maine's most distinguished sons. I can now in truth declare, Mr. Speaker, that you have met the highest expectations of the House and of your friends. Always courteous, affable and considerate, you have presided over our deliberations with justice, absolute fairness and strict impartiality. You have discharged your duties faithfully and well, and have won our approbation and esteem.

At the organization of the Legislature you were called to your present position by the united voice of the representatives of your party but I beg to assure you, Mr. Speaker, that tonight you lay down the gavel with the personal esteem and friendship of every member of the House.

And now, Mr. Speaker, I am charged with a most pleasant duty. In behalf, and in the name of the members of the House, I am directed to present to you this gavel, and request you to accept it as a slight token of our personal regard and friendship. (Applause.) It is emblematical of your power and authority as presiding officer of this body, which you have wielded with so much firmness, yet with prudence and fairness. I ask you to accept it, Mr. Speaker, in the same spirit of friendship in which it is tendered, and I beg to hope, as time rolls on, bringing to you happiness, and honors and prosperity, this gavel may cause you to revert in memory to the happy associations and friendships of the Legislature of 1901, and thus become a link connecting this day with the unknown future. (Applause.)

The SPEAKER: Mr. Spofford and Gentlemen of the House: I accept this beautiful gavel with heartfelt gratitude for I know that friendship prompted its bestowing. I take an honest pride in knowing that the gavel which you placed in my hands at the commencement of this session has never been wielded to oppress the minority or to give one member preference over another. (Applause.) I shall prize this gift as long as life lasts for it will be a constant reminder to me of your uniform courtesy and kindness. I thank you every one. (Applause.)

### PASSED TO BE ENACTED.

An act to provide for the expenditures of government for the year 1901.

An act to provide in part for the expenditures of government for the year 1902.

A message was received from the Senate through Senator Staples informing the House that it had transacted all business before it and was ready to adjourn without day.

On motion of Mr. Chase of Portland, that gentleman was charged with and conveyed a message to the Senate informing that body that the House had

transacted all business before it and was ready to adjourn without day.

The following order was received from the Senate:

Ordered, that a committee of three on the part of the Senate, with such as the House may join be appointed to wait on the Governor and inform him that both branches of the Legislature have acted on all matters referred to them and are now ready to receive any communication he may be pleased to make.

The order received a passage in concurrence.

The Speaker joined on the part of the House Messrs. Webb, Fellows, Davis, Beal, Pettengill, Libbey, and Spofford.

Mr. Webb, from the committee, subsequently reported that the Governor would soon communicate with the House, through the secretary of State, and would transmit a list of acts and resolves passed by the Legislature, which had received his approval, and that he had nothing further to communicate.

Forthwith, a communication was received from the Governor transmitting a list of the acts and resolve passed by the Legislature and approved by the Governor, numbering 456 acts and 118 resolves.

At 9.55 o'clock P. M., Speaker Manley said:

This House of Representatives, being the 70th Legislature, having transacted all business before it, I now declare adjourned without day.